



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Appln. No. : 10/714,155 Confirmation No.: 2382  
Applicant : FLAHERTY, J. Christopher  
Filed : November 14, 2003  
TC/A.U. : 3737  
Examiner : JAWORSKI, Francis J.

Docket No. : PA2012 CON2  
Customer No. : 28390  
Title : TISSUE PENETRATING CATHETERS HAVING INTEGRAL IMAGING  
TRANSDUCERS AND THEIR METHODS OF USE

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER ACCOMPANYING DECLARATION**  
**UNDER 37 C.F.R. § 1.130**

Sir:

Medtronic Vascular, Inc., the 100% owner of the above-captioned United States Patent Application Serial No. 10/714,155 hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U. S. C. §154 to §156 and §173, as presently shortened by any terminal disclaimer, of United States Patent No. 6,660,024.

Medtronic Vascular, Inc. hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

Application No. 10/458,153  
Amd. Dated: January 12, 2006  
Reply to Office Action mailed November 15, 2005

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 15410 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,



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